BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Butler County,	)	Application No. 911-023.67
David City, seeking funding	)	
approval for recurring and non-	)	
recurring costs of Enhanced	)	ORDER APPROVING FUNDING
Wireless 911 implementation.	)	
	)	Entered: September 11, 2007

BY THE COMMISSION:

By written request for funding received from Butler County, David City, seeking funding from the Enhanced Wireless 911 Fund (Fund) for expenses to develop and maintain Geographical Information System (GIS) data necessary for the implementation of Phase II wireless enhanced 911.

Butler County has entered into a contract for services with GIS Workshop, Inc. (GIS Workshop) for the development and maintenance of GIS Data and has provided a copy of the contract with its request for funding.

In the contract, Butler County authorized the Nebraska Public Service Commission to remit all payments for GIS data development and maintenance to GIS Workshop.

Butler County seeks initial costs of **$9,000.00** for development of map layers and enhancements. Additionally, Butler County seeks recurring costs associated with maintenance of the GIS data in the amount of **$25,000.00** over a five-year period, paid in annual installments of **$5,000.00**.

O P I N I O N   A N D   F I N D I N G S

This request for funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-469 (2006 Cum. Supp.), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the October 18, 2005 Adopting Guidelines for GIS Funding in Docket No. 911-011.

Costs requested are eligible under Neb. Rev. Stat. § 86-465 (2006 Cum. Supp.). All costs have been incurred or will be incurred for the development of GIS data which is necessary for the future implementation of Phase II wireless enhanced 911 service.

The Commission finds that payment should be made to GIS Workshop in the amount of **$9,000.00** for the non-recurring costs pursuant to the terms of the contract and subject to any limitations herein. The Commission further finds payment should be made to GIS Workshop for recurring costs associated with the five (5) year maintenance plan totaling **$25,000.00**. Said recurring costs shall be paid in annual installments of **$5,000.00** pursuant to the terms of the five year contract subject to the limitations herein for a period not to exceed five (5) years.

The Commission and its authorized staff shall have access to all data developed. Additionally, agencies and political subdivisions of the State of Nebraska, to the extent allowed by law and by agreement of the parties, shall have access to data as deemed appropriate by the Commission. The data and all updates shall be provided for inclusion in the centralized GIS data repository.

If the Nebraska Legislature fails to appropriate or authorize the expenditure of sufficient funds to provide for the payment of costs from the Fund for GIS development and maintenance or if a lawful order issued in or for any fiscal year during the term of the contract for services reduces the funds appropriated or authorized in such amounts as to preclude making the payments from the Fund, the Commission will not be responsible for any costs not reimbursed by the Fund.

The Commission reserves the right to modify any amounts approved herein in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the request for funding of Butler County shall be granted subject to the terms herein.

IT IS FURTHER ORDERED that the Commission shall remit to GIS Workshop from the Enhanced Wireless 911 Fund **$9,000.00** for nonrecurring costs and annual recurring costs of **$5,000.00** as described herein.

MADE AND ENTERED at Lincoln, Nebraska this 11th day of September, 2007.

                              NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

                              Chairman

                              ATTEST:

                              Deputy Director